

Senate Study Bill 3014 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC HEALTH BILL)

A BILL FOR

1 An Act relating to programs and services under the purview of
2 the department of public health.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

TRAINING ON BLOOD-BORNE PATHOGENS

Section 1. Section 135.11, subsections 20 and 21, Code 2014, are amended to read as follows:

20. Adopt rules which require personnel of a licensed hospice, of a homemaker-home health aide provider agency which receives state homemaker-home health aide funds, or of an agency which provides respite care services and receives funds to complete ~~a minimum of two hours of training concerning acquired immune deficiency syndrome-related conditions through a program approved by the department. The rules shall require that new employees complete the training within six months of initial employment and existing employees complete the training on or before January 1, 1989~~ blood-borne pathogens, including human immunodeficiency virus and viral hepatitis, consistent with standards from the federal occupational safety and health administration.

21. Adopt rules which require all emergency medical services personnel, firefighters, and law enforcement personnel to complete ~~a minimum of two hours of training concerning acquired immune deficiency syndrome-related conditions and the prevention of~~ blood-borne pathogens, including human immunodeficiency virus infection and viral hepatitis, consistent with standards from the federal occupational safety and health administration.

DIVISION II

HEALTH CARE WORKFORCE SUPPORT INITIATIVE

Sec. 2. Section 135.175, subsection 1, paragraph a, Code 2014, is amended to read as follows:

a. A health care workforce support initiative is established to provide for the coordination and support of various efforts to address the health care workforce shortage in this state. This initiative shall include the medical residency training state matching grants program created in section 135.176, ~~the nurse residency state matching grants program created in~~

1 ~~section 135.178, the health care professional and Iowa needs~~
2 ~~nurses now initiative created in sections 261.128 and 261.129,~~
3 ~~the safety net provider recruitment and retention initiatives~~
4 ~~program created in section 135.153A, and~~ health care workforce
5 shortage national initiatives, ~~and the physician assistant~~
6 ~~mental health fellowship program created in section 135.177.~~

7 Sec. 3. Section 135.175, subsection 5, paragraphs b, c, e,
8 f, and g, Code 2014, are amended by striking the paragraphs.

9 Sec. 4. Section 135.175, subsection 6, paragraphs a and c,
10 Code 2014, are amended to read as follows:

11 a. Moneys in the fund and the accounts in the fund shall
12 only be appropriated in a manner consistent with the principles
13 specified and the strategic plan developed pursuant to sections
14 135.163 and 135.164 to support the medical residency training
15 state matching grants program, ~~the nurse residency state~~
16 ~~matching grants program, the health care professional incentive~~
17 ~~payment program, the Iowa needs nurses now initiative, the~~
18 ~~safety net recruitment and retention initiatives program, for~~
19 national health care workforce shortage initiatives, ~~for the~~
20 ~~physician assistant mental health fellowship program, for the~~
21 ~~purposes of the Iowa needs nurses now infrastructure account,~~
22 and to provide funding for state health care workforce shortage
23 programs as provided in this section.

24 c. State appropriations to the fund shall be allocated in
25 equal amounts to each of the accounts within the fund, unless
26 otherwise specified in the appropriation or allocation. Any
27 federal funding received for the purposes of addressing state
28 health care workforce shortages shall be deposited in the
29 health care workforce shortage national initiatives account,
30 unless otherwise specified by the source of the funds, and
31 shall be used as required by the source of the funds. If
32 use of the federal funding is not designated, ~~twenty-five~~
33 ~~percent of such funding shall be deposited in the safety net~~
34 ~~provider network workforce shortage account to be used for the~~
35 ~~purposes of the account and the remainder of the funds shall~~

1 be used in accordance with the strategic plan developed by the
2 department of public health in accordance with sections 135.163
3 and 135.164, or to address workforce shortages as otherwise
4 designated by the department of public health. Other sources
5 of funding shall be deposited in the fund or account and used
6 as specified by the source of the funding.

7 Sec. 5. Section 135.175, subsection 9, Code 2014, is amended
8 by striking the subsection.

9 Sec. 6. Section 135.176, subsection 3, Code 2014, is amended
10 by striking the subsection.

11 DIVISION III

12 SALON LICENSES AND INSPECTIONS

13 Sec. 7. Section 157.11, Code 2014, is amended to read as
14 follows:

15 **157.11 Salon licenses.**

16 1. A salon shall not operate unless the owner has obtained
17 a license issued by the department. The owner shall apply
18 to the department on forms prescribed by the board. The
19 department ~~shall~~ may perform a sanitary inspection of each
20 salon biennially and may perform a sanitary inspection of a
21 salon prior to the issuance of a license. An inspection of a
22 salon ~~shall~~ may also be conducted upon receipt of a complaint
23 by the department.

24 2. The application shall be accompanied by the biennial
25 license fee determined pursuant to section 147.80. The license
26 is valid for two years and may be renewed.

27 3. A licensed school of cosmetology arts and sciences at
28 which students practice cosmetology arts and sciences is exempt
29 from licensing as a salon.

30 DIVISION IV

31 MORTUARY SCIENCE INSPECTIONS

32 Sec. 8. Section 156.10, Code 2014, is amended to read as
33 follows:

34 **156.10 Inspection.**

35 1. The director of public health ~~shall~~ may inspect all

1 places where dead human bodies are prepared or held for burial,
2 entombment, or cremation, and ~~shall~~ may adopt and enforce
3 such rules and regulations in connection with the inspection
4 as ~~shall~~ may be necessary for the preservation of the public
5 health.

6 2. The Iowa department of public health ~~shall~~ may assess an
7 inspection fee for an inspection of a place where dead human
8 bodies are prepared for burial or cremation. The fee ~~shall~~ may
9 be determined by the department by rule.

10

DIVISION V

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BARBERSHOP LICENSES AND INSPECTIONS

12 Sec. 9. Section 158.9, Code 2014, is amended to read as
13 follows:

14 **158.9 Barbershop licenses.**

15 1. A barbershop shall not operate unless the owner has
16 obtained a license issued by the department. The owner shall
17 apply to the department on forms prescribed by the board. The
18 department ~~shall~~ may perform a sanitary inspection of each
19 barbershop biennially and may perform a sanitary inspection of
20 a barbershop prior to the issuance of a license. An inspection
21 of a barbershop ~~shall~~ may also be conducted upon receipt of a
22 complaint by the department.

23 2. The application shall be accompanied by the biennial
24 license fee determined pursuant to section 147.80. The license
25 is valid for two years and may be renewed.

26 3. A licensed barber school at which students practice
27 barbering is exempt from licensing as a barbershop.

28

EXPLANATION

29 The inclusion of this explanation does not constitute agreement with
30 the explanation's substance by the members of the general assembly.

31 This bill relates to programs and services of the department
32 of public health (DPH).

33 Division I, regarding training concerning blood-borne
34 pathogens, requires DPH to adopt rules to require personnel of
35 a licensed hospice, personnel of a homemaker-home health aide

1 provider agency, personnel of an agency requiring respite care
2 services, emergency medical services personnel, firefighters,
3 and law enforcement personnel to complete training concerning
4 blood-borne pathogens consistent with federal occupational
5 safety and health administration (OSHA) standards rather than
6 completing the two hours of training concerning acquired-immune
7 deficiency syndrome-related conditions that is currently
8 required.

9 Division II relates to the health care workforce support
10 initiative codified in Code section 135.175. This initiative
11 includes many initiatives and programs and the health care
12 workforce shortage fund has separate accounts for each of
13 these initiatives and programs. The initiative, the workforce
14 shortage fund, and all the accounts and programs within the
15 initiative are set to repeal on June 30, 2014.

16 The bill, which eliminates the repeal of the health care
17 workforce support initiative and health care workforce
18 shortage fund, effectively allows the repeal of most of the
19 programs including the nurse residency state matching grants
20 program, the health care professional and Iowa needs nurses now
21 initiative, the safety net provider recruitment and retention
22 initiatives program, and the physician assistant mental health
23 fellowship program and the related accounts. However, the
24 bill retains the medical residency training state matching
25 grants program, the health care workforce shortage national
26 initiatives, and the related accounts.

27 Divisions III through V, concerning salon licenses and
28 inspections, mortuary science inspections, and barbershop
29 licenses and inspections, respectively, eliminate mandatory
30 inspections in these establishments and instead institute
31 permissive inspections.